

This Page Is Inserted by IFW Operations  
and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning documents *will not* correct images,  
please do not report the images to the  
Image Problem Mailbox.**

Express Mail Label No.

W/1260  
246287

Page 1 of 4

Docket No. 

3102001123

## Declaration and Power of Attorney For Patent Application

### English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**SEMICONDUCTOR DEVICE AND METHOD OF PRODUCING THE SAME**

the specification of which

(check one)

is attached hereto.

was filed on August 27, 2003 as United States Application No. or PCT International Application Number 10/648,883 and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

#### Prior Foreign Application(s)

#### Priority Not Claimed

246287/2002 (Number)	Japan (Country)	27/8/2002 (Day/Month/Year Filed)	<input type="checkbox"/>
_____	_____	_____	<input type="checkbox"/>
_____	_____	_____	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

---

(Application Serial No.)

---

(Filing Date)

---

(Application Serial No.)

---

(Filing Date)

---

(Application Serial No.)

---

(Filing Date)

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

---

(Application Serial No.)

---

(Filing Date)

---

(Status)

(patented, pending, abandoned)

---

(Application Serial No.)

---

(Filing Date)

---

(Status)

(patented, pending, abandoned)

---

(Application Serial No.)

---

(Filing Date)

---

(Status)

(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Page 3 of 4

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Stephen D. Murphy, Reg. No.: 22,002

Paul J. Esatto, Reg. No.: 30,749

William C. Roch, Reg. No.: 24,972

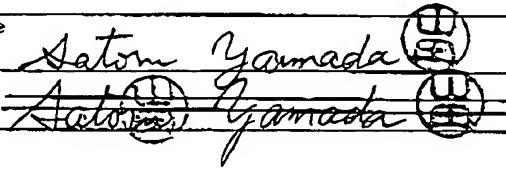
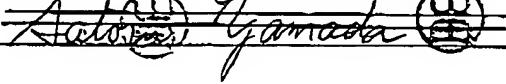
Mark J. Cohen, Reg. No.: 32,211

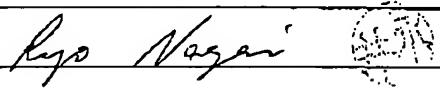
Frank S. DiGilio, Reg. No.: 31,346

Donald T. Black, Reg. No.: 27,999

Send Correspondence to: Paul J. Esatto, Jr.  
Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, New York 11530

Direct Telephone Calls to: (name and telephone number)  
Paul J. Esatto, Jr. (516) 742-4343

Full name of sole or first inventor SATORU YAMADA	Sole or first inventor's signature 	Date April 15, 2004
Residence Tokyo, Japan		
Citizenship Japanese		
Post Office Address c/o Elpida Memory, Inc., 2-1, Yaesu 2-chome, Chuo-ku, Tokyo, Japan		

Full name of second inventor, if any RYO NAGAI	Second inventor's signature 	Date April 15, 2004
Residence Tokyo, Japan		
Citizenship Japanese		
Post Office Address c/o Elpida Memory, Inc., 2-1, Yaesu 2-chome, Chuo-ku, Tokyo, Japan		

Page 4 of 4

Full name of third inventor, if any KIYONORI OYU	Third inventor's signature <i>Kiyonori Oyu</i>	Date April 15, 2004
Residence Tokyo, Japan		
Citizenship Japanese		
Post Office Address c/o Elpida Memory, Inc., 2-1, Yaesu 2-chome, Chuo-ku, Tokyo, Japan		

Full name of fourth inventor, if any RYOICHI NAKAMURA	Fourth inventor's signature <i>Ryoichi Nakamura</i>	Date April 15, 2004
Residence Tokyo, Japan		
Citizenship Japanese		
Post Office Address c/o Elpida Memory, Inc., 2-1, Yaesu 2-chome, Chuo-ku, Tokyo, Japan		

Full name of fifth inventor, if any NORIKATSU TAKAURA	Fifth inventor's signature <i>Norikatsu Takaura</i>	Date April 15, 2004
Residence Tokyo, Japan		
Citizenship Japanese		
Post Office Address c/o Hitachi, Ltd., 6, Kanda Surugadai 4-chome, Chiyoda-ku, Tokyo, Japan		

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	